

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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THOMAS J. COLLMAN,  
Plaintiff,

v.

HOWARD SKOLNIK, *et al.*,  
Defendants.

3:10-cv-00090-LRH-WGC

ORDER

Before this Court is the Report and Recommendation of U.S. Magistrate Judge William G. Cobb (#39<sup>1</sup>) entered on January 26, 2012, recommending granting in part and denying in part Defendants' Motion for Summary Judgment (#29) filed on August 22, 2011. No objection to the Report and Recommendation has been filed. The action was referred to the Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 1B 1-4 of the Rules of Practice of the United States District Court for the District of Nevada.

The Court has conducted its *de novo* review in this case, has fully considered the pleadings and memoranda of the parties and other relevant matters of record pursuant to 28 U.S.C. § 636 (b) (1) (B) and Local Rule IB 3-2. The Court determines that the Magistrate Judge's Report and Recommendation (#39) entered on January 26, 2012, should be adopted and accepted.

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<sup>1</sup>Refers to court's docket number.

1 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation (#39)  
2 entered on January 26, 2012, is adopted and accepted, and Defendant's Motion for Summary Judgment  
3 (#29) is GRANTED in part and DENIED in part as follows:

4 (1) Summary Judgment is GRANTED as to:

- 5 (a) Plaintiff's RLUIPA claim related to clergy visits;  
6 (b) All claims asserted against Defendant Skolnik; and  
7 (c) Plaintiff's official capacity damage claims;

8 (2) Summary judgment is DENIED as to:

- 9 (a) Plaintiff's First Amendment claim related to clergy visits;  
10 (b) Plaintiff's First Amendment claim related to full immersion baptism;  
11 (c) Plaintiff's RLUIPA claim related to full immersion baptism;  
12 (d) Plaintiff's First Amendment claim related to the failure to recognize his faith group;

13 and

14 (e) Plaintiff's RLUIPA claim related to the failure to recognize his faith group.

15 IT IS SO ORDERED.

16 DATED this 6th day of March, 2012.

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LARRY R. HICKS  
UNITED STATES DISTRICT JUDGE  
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